

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

THURSDAY, THE TWENTY THIRD DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT
THE HON'BLE MR JUSTICE A.GOPAL REDDY
WRIT PETITION NO : 16551 of 2004

Between:

Alivelamma, W/o. Ramachandrappa,
R/o. Bommarasana Halli, Rage Ningana Halli Panchayat,
Agali Mandal, Anantapur District.

..... PETITIONER

AND

- 1 The District Panchayat Officer, Anantapur District,
Anantapur.
- 2 The Divisional Panchayat Officer, Penukonda, Anantapur
District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ of Mandamus, or any other appropriate Writ, Order or direction, declaring the proceedings issued in Roc.NO.3128/2003-A1d(Pts) dated 12-8-2003 of the 1st respondent as arbitrary, illegal and violative of principles of natural justice and also consequently direct the respondents to permit the petitioner to have the cheque drawing powers as Sarpanch of R.G. Halli Gram Panchayat.

Counsel for the Petitioner:MR.T.P.ACHARYA

**Counsel for the Respondents: GP FOR PANCHAYAT RAJ &
RURAL DEV.**

The Court, at the stage of admission, made the following :

ORDER:

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Heard the learned counsel for the petitioner and the learned Government Pleader for Panchayat Raj and Rural Development. Both have expressed no objection for disposal of the writ petition. Hence, the writ petition is disposed of.

While withdrawing the cheque powers of the petitioner by impugned proceedings, dated 12.08.2003, the 1st respondent called upon the petitioner to produce all the connected records along with his explanation to the Divisional Panchayat Officer, Penukonda, within 15 days from the date of receipt of that order, failing which, it is stated that further action will be initiated against him under Sections 254 and 249 of the A.P.Panchayat Raj Act, 1994.

Learned counsel for the petitioner submits that though the petitioner has produced all the relevant records, as called for, on 22.08.2003, the 1st respondent has not passed any orders till date.

In view of the same, the petitioner is directed to submit his explanation to the 1st respondent. On such explanation being filed, and if the records are already submitted, as alleged, the 1st respondent shall consider the same and pass appropriate orders thereon, within a period of two months from the date of receipt of a copy of this order. If the records are not produced, it is always open for the 1st respondent to direct the petitioner to produce such records, which are required for passing appropriate orders.

Accordingly, the writ petition is disposed of. No costs.

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A. GOPAL REDDY, J

September 23rd, 2004

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To

- 1 The District Panchayat Officer, Anantapur District,
 Ananatapur.
- 2 The Divisional Panchayat Officer, Penukonda,
 Anantapur District.
- 3 2CCs to the Government Pleader for Panchayat Raj and
 Rural Development, High Court Buildings,
 Hyderabad.(O.U.T)
- 4 2CD copies

THE HON'BLE MR JUSTICE A.GOPAL REDDY

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23rd SEPTEMBER, 2004